

1 **BILL NO. 2020-**

2 **ORDINANCE NO. _____**

3 AN ORDINANCE TO AMEND THE SOUTHERN NEVADA AMENDMENTS TO THE 2018
4 INTERNATIONAL SWIMMING POOL AND SPA CODE, AS ADOPTED BY THE CITY, TO CORRECT
5 LANGUAGE REGARDING THE REQUIRED DISTANCE BETWEEN A POOL OR SPA AND A
6 BUILDING OR STRUCTURE, AND TO PROVIDE FOR OTHER RELATED MATTERS.

6 Sponsored by: Councilwoman Michele Fiore

Summary: Amends the Southern Nevada
Amendments to the 2018 International Swimming
Pool and Spa Code, as adopted by the City, to
correct language regarding the required distance
between a pool or spa and a building or structure.

9 THE CITY COUNCIL OF THE CITY OF LAS VEGAS DOES HEREBY ORDAIN AS
10 FOLLOWS:

11 SECTION 1: The document entitled "Southern Nevada Amendments to the 2018
12 International Swimming Pool and Spa Code," which was adopted by Ordinance No. 6636, is hereby amended
13 as set forth in Section 2 of this Ordinance.

14 SECTION 2: Section 324.2 of the "Southern Nevada Amendments to the 2018
15 International Swimming Pool and Spa Code" is amended to read as follows, with strikethrough showing
16 deleted material:

17 **324.2 Pool or Spa Location.** Any pool or spa shall not be placed closer than 60 inches (1524 mm) to any
18 ~~window to a building or structure~~ and shall not encroach within public utility easements.

19 **Exception:** An exception may be permitted when substantiation is provided by a Nevada Licensed
20 Structural or Civil Engineer that no damage will occur to buildings, structures or adjacent properties
21 and that no unsafe structural conditions will exist.

22 SECTION 3: If any section, subsection, subdivision, paragraph, sentence, clause or phrase
23 in this ordinance or any part thereof is for any reason held to be unconstitutional or invalid or ineffective by
24 any court of competent jurisdiction, such decision shall not affect the validity or effectiveness of the
25 remaining portions of this ordinance or any part thereof. The City Council of the City of Las Vegas hereby
26 declares that it would have passed each section, subsection, subdivision, paragraph, sentence, clause or phrase

thereof irrespective of the fact that any one or more sections, subsections, subdivisions, paragraphs, sentences, clauses or phrases be declared unconstitutional, invalid or ineffective.

SECTION 4: Whenever in this ordinance any act is prohibited or is made or declared to be unlawful or an offense or a misdemeanor, or whenever in this ordinance the doing of any act is required or the failure to do any act is made or declared to be unlawful or an offense or a misdemeanor, the doing of such prohibited act or the failure to do any such required act shall constitute a misdemeanor and upon conviction thereof, shall be punished by a fine of not more than \$1,000.00 or by imprisonment for a term of not more than six months, or by any combination of such fine and imprisonment. Any day of any violation of this ordinance shall constitute a separate offense.

SECTION 5: All ordinances or parts of ordinances or sections, subsections, phrases, sentences, clauses or paragraphs contained in the Municipal Code of the City of Las Vegas, Nevada, 1983 Edition, in conflict herewith are hereby repealed.

PASSED, ADOPTED and APPROVED this _____ day of _____, 2020.

APPROVED:

By CAROLYN G. GOODMAN, Mayor

ATTEST:

LUANN D. HOLMES, MMC
City Clerk

APPROVED AS TO FORM:

Val Steed,
Deputy City Attorney

Date _____

1 The above and foregoing ordinance was first proposed and read by title to the City Council on the ____ day
2 of _____, 2020, and referred to a committee for recommendation, the committee being
3 composed of the following members _____;
4 thereafter the said committee reported favorably on said ordinance on the ____ day of
5 _____, 2020, which was a _____ meeting of said Council; that at said
6 _____ meeting, the proposed ordinance was read by title to the City Council as first
7 introduced and adopted by the following vote:

8 VOTING "AYE": _____

9 VOTING "NAY": _____

10 ABSENT: _____

11 APPROVED: _____

12
13 By _____
CAROLYN G. GOODMAN, Mayor

14 ATTEST:
15 _____
16 LUANN D. HOLMES, MMC
City Clerk

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